



state a claim on which relief can be granted. The Magistrate Judge advised Plaintiff of the procedures and requirements for filing objections to the Report and Recommendation and the serious consequences if he failed to do so. Plaintiff has not filed any objections and the time for doing so has expired.

After reviewing the Complaint, the record, and the Report and Recommendation of the Magistrate Judge, the court finds no clear error. Accordingly,

**IT IS HEREBY ORDERED** that this action is **DISMISSED** *without prejudice and without service of process*.

**IT IS SO ORDERED.**

s/ Cameron McGowan Currie  
CAMERON MCGOWAN CURRIE  
UNITED STATES DISTRICT JUDGE

Columbia, South Carolina  
March 27, 2006

C:\temp\notesB0AA3C\06-433 Darby v. SC State University - dism wo prej and svc - dmb - failed to state claim.wpd